IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated:- 11.08.2006

Coram:-

The Hon'ble Mr. Justice P.SATHASIVAM
and
The Hon'ble Mr. Justice S.MANIKUMAR

Writ Appeal No.2522 of 2001
& WAMP No.19211 of 2001

The Tamil Nadu Dr.M.G.R. Medical
University, rep. by its Registrar,
32, Anna Salai, Guindy,
Chennai-600 032. ... Appellant/1st Respondent

Vs.

1.A.N.Raja Mohammed

2.Director of Medical Education,
Chennai-10.

3.The Dean,
Chengalpattu Medical College,
Chengalpattu, Kancheepuram District.
(Appeal against R2 & R3 dismissed vide
Court order dated 19.12.2002) .. Respondents/Respondents 2&3

Writ appeal filed under Clause 15 of the Letters Patent against the order dated 24.09.2001 made in W.P.No.12483 of 2001.

WP.No.12483/2001:- Petition filed under Article 226 of the Constitution of India to issue a writ of certiorarified Mandamus, Calling for the records pertaining to the order passed by the 3rd respondent in his proceedings Na.Ka.No.3388/NaKa2/2000 dated 3.4.2000 and quash the same in so far as the petitioner is concerned and direct the respondents to permit the petitioner to take the examination in the failed papers (ie) Medicine, Surgery, and Obstetrics & Gynaecology of final year MBBS Examination to be held in December 2001.

For Appellant : Mrs.AL.Gandhimathi

For 1st Respondent : Mr.C.Selvaraju, SC., for
Mr.s.Mani

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JUDGMENT

(Judgment of the Court was delivered by P.SATHASIVAM, J.)

The above writ appeal is directed against the order of the learned single Judge dated 24.09.2001 made in W.P.No.12483 of 2001, in and by which, the learned single Judge after quashing the impugned order, permitted the writ petitioner to write the examination in the failed papers without rejoining the course.

2. Heard learned counsel appearing for the appellant as well as the learned Senior Counsel for the contesting first respondent.

3. It is brought to our notice that pursuant to the impugned order, the first respondent wrote the failed subject and has completed the course. In view of the above factual statement, we are of the view that there is no need to go into the correctness of the order at this juncture. It is made clear that the conclusion arrived at by the learned single Judge is to be confined to the facts of the case of the first respondent and we are not giving any decision on the same. In view of the disposal of the writ appeal, the appellant is directed to publish the results immediately.

4. The writ appeal is disposed of accordingly. No costs. WAMP No.19211 of 2001 is closed.

raa

Sd/
Asst.Registrar

/true copy/

Sub Asst.Registrar

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To

1.The Director of Medical Education,
Chennai-10.

2.The Dean,
Chengalpattu Medical College,
Chengalpattu, Kancheepuram District.

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3.The Registrar,
Tamil Nadu Dr.M.G.R. Medical University,
32, Anna Salai, Guindy,
Chennai-600 032.

+ 1 cc to M/s. A.L. Ganthimathi, Advocate SR No.36349

JE(CO)
SR/24.8.2006 W.A.No.2522 of 2001

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